

JOEL HOENNINGER, *et al.* §
 Plaintiffs, §
 v. § CIVIL ACTION NO. 1:14-CV-798-LY
 LEASING ENTERPRISES, LTD. D/B/A §
 PERRY'S RESTAURANT, LLC §
 Defendant. §

In response to the Court's order to confer, Dkt. 278, the parties advise the Court that they have meaningfully conferred regarding their dispute over the amount of fees sought in Plaintiffs' fee application. The parties continue to disagree on the core issue of the reasonable number of hours expended on the litigation. Nonetheless, without waiving its position that Plaintiff's fee application reflects an unusually large number of timekeepers and an unusually large number of hours, Perry's concedes two narrow issues in the spirit of compromise.

First, even though it pointed out in its original response to the Fee Application that a reasonable hourly rate in Austin for an attorney with 20+ years of experience is \$400.00, Perry's agrees that the *hourly rates* for all timekeepers reflected in the spreadsheet supporting the Fee Application, Dkt. 249, are reasonable. (To be clear, Perry's makes no concession as to the number of hours they expended, which it contends are unreasonable.)

Second, Perry's agrees that the time expended by Plaintiffs' counsel Charles Sturm from June 1, 2018, through March 27, 2019 (the date of entry of the underlying judgment), Dkt. 246-15, was reasonable.

Respectfully submitted,

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**COUNSEL FOR DEFENDANT
PERRY'S RESTAURANTS, LTD**

CERTIFICATE OF SERVICE

This is to certify that on this 25th day of May 2022, I sent a true and correct copy of the foregoing pleading to all counsel through the Court's ECF system.

/s/ Charles A. Sturm